



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, वीरवार, 28 अगस्त, 2008 / 6 भाद्रपद, 1930

हिमाचल प्रदेश सरकार

अपारम्परिक उर्जा स्रोत विभाग

अधिसूचना

25 अगस्त, 2008

संख्या: एन.ई.एस.-एफ-(10)3/2006.—हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश सरकार और मै. स. रघुप्रीत हाइड्रो प्रोजेक्ट्स प्राइवेट लिमिटेड, प्रथम तल, प्लॉट नं. 52, पॉकेट-सी 5, ग्रांड बसन्त, बंसन्त कुन्ज, नई दिल्ली-110070 (मै. स. अवध बिहारी गिरी, 145, बसन्त विहार, फजे -1, देहरादून) के मध्य जिला कुल्लू में करतौल (2.40 मै.वा.) लघु जल विद्युत परियोजना के निर्माण के लिए भू-अर्जन अधिनियम, 1894 की धारा 41 के अधीन तारीख 25 जुलाई 2008 को निष्पादित करार को प्रकाशित करते हैं ।

आदेश द्वारा,
हस्ताक्षरित /—
प्रधान सचिव ।

AGREEMENT UNDER SECTION 41 OF THE LAND ACQUISITION ACT, 1894

In respect of

(Kartaul (2.40 MW) Small Hydroelectric Project)

THIS AGREEMENT is made on this 25th day of 2008, Two Thousand ..Eight.

BETWEEN

THE GOVERNOR of Himachal Pradesh through the Principal Secretary (NES) to the Government of Himachal Pradesh having its office at Civil Secretariat, Shimla-2 (Hereinafter referred to as "Government", which expression unless repugnant to the context or meaning thereof, shall include its successors legal representatives or permitted assigns) of the FIRST PART.

AND

The M/s Raghupreet Hydro Projects Pvt. Ltd., a Company registered under the Companies Act, 1956 and having its registered office at Vill-Neuli, Sub Tehsil—Sainj, Distt. Kullu (H.P.) and Corporate Off.- First Floor, Plot-52, Pocket-C-5, Grand Vasant, Vasant Kunj, New Delhi-70 through Shri Rakesh Kumar Singh, Coordination and Liaison Manager, M/s Raghupreet Hydro Projects Pvt. Ltd (name and designation), appointed by the Company as its Attorney (hereinafter called "The Company" which expression unless repugnant to the context or meaning thereof, shall include its heirs, successors and assigns) of the SECOND PART.

WHEREAS, upon the application of the Company for the acquisition of surface rights over land required for implementation of Kartaul (2.40MW) SMALL HYDROELECTRIC PROJECT (name of the Project), the Government of Himachal Pradesh have agreed to acquire the land on behalf of the Company under the provisions of the Land Acquisition Act, 1894 (Act No.1 of 1894) , the pieces or parcels of land described and delineated in the Schedule hereto annexed and situated in the revenue estate of Vill Neuli, Sub Tehsil-Sainj, District-Kullu, Himachal Pradesh, total measuring 9-2Bigha, Having been shown to the satisfaction of the said Government that the proposed acquisition is needed for the implementation of Kartaul (2.40MW) SMALL HYDROELECTRIC PROJECT and whereas the Government have called upon the Company under the provisions of Section 41 of the Act *ibid* to enter into an agreement with the Government hereinafter contained.

Now, these presents witness and it is hereby agreed and declared as follows:—

1. On demand, the Company shall pay to the Government of Himachal Pradesh all and every compensation in respect of the said land tendered, paid or awarded to be tendered, paid or awarded by the Collector under the Land Acquisition Act, 1894, or by the Court or Courts to which an appeal from the award of the said Court may be preferred and all the costs, charges and expenses of the proceedings in the aforesaid Courts or otherwise incidental to the proposed acquisition or payable in respect thereof under the provisions of the said Act.
2. On demand made by the said Collector, the obligations of the Company under the last preceding clause not being thereby limited, the Company shall deposit with the said Collector such sum or sums of money as in his discretion the said Collector may in anticipation estimate to be necessary for the purpose mentioned in the preceding clause.

3. On payment by the Company of all demands under the foregoing first clause, or, in the discretion of the Government of Himachal Pradesh (On deposit by the Company of all estimated amounts as provided in the section clause) but not before possession shall have been taken under the provisions of the above mentioned Act, the Governor, Himachal Pradesh shall make over possession of the said land to the Company and shall execute and do such all acts and deeds as may be necessary and proper for effectually vesting the same in the Company.
4. In case, Company has offered the land and construction etc. there in as security with the previous sanction of the Government for raising loans from the Financial Institutions/ Banks etc., within in India and outside, the Government notwithstanding such sanction shall have recourse to its rights for resumption of the land under this clause even during the period such loan is outstanding, if the land is not utilized for the purpose for which it was acquired under the provisions of the Land Acquisition Act, 1894.
5. The said land shall be held by the Company for the purpose for which it is acquired or purpose legitimately connected as is here-in before mentioned and without the sanction in writing of the Government of Himachal Pradesh first had obtained for no other purpose whatsoever.
6. That said construction shall be completed and fully equipped in all respect ready for use within the time schedule as stipulated in the Implementation Agreement for the Kartaul (2.40MW) SMALL HYDROELECTRIC PROJECT. Should the said construction not be completed (and fully equipped in all respect ready for use) within the time schedule as stipulated in the Implementation Agreement stated in the last preceding clause or within such further period as in its discretion may be prescribed or allowed by the said Government of Himachal Pradesh or should the said land at any time thereafter cease for a period as prescribed by the Government of Himachal Pradesh to be held and used or cease to be required for the purpose or purposes provided for in the foregoing clauses then in any such case, the Government may summarily re-enter upon and take possession of the said land together with all structures/ buildings thereon, whether such structures/ buildings were erected before or after transfer of the land and buildings shall absolutely cease and determine and vest in the State Government free from all encumbrances.
7. The Company shall provide employment to one member of each of the displaced families during the construction period of the project, which shall form part of the rehabilitation plan to be prepared and implemented at the cost of company. During the operation and maintenance of the project, the company shall give preference for employment to the members of the displaced families employed during the construction period.
8. In case of breach of any conditions by the company, the Sate Government shall have right to determine the agreement by giving 15 days show cause notice to the company. In case, the company fails to explain its position to the satisfaction of the State Government and rectify the breach of the conditions so enumerated in the show cause notice, the State Government shall have absolute right to rescind the agreement and re-enter upon and take possession of the said land together with all structures/ buildings thereon and thereupon the interest of the company in the said land and structures/ buildings shall cease and determine and vest in the Sate Government free from all encumbrances.

IN WITNESS Whereof, the parties hereto caused there present to be signed, sealed and delivered by their duly authorised representatives, the day, month and year first above written.

For and behalf of
--Sd--

For and behalf of
--Sd--

Governor of Himachal Pradesh
Through Principal Secretary (NES) to
Government of Himachal Pradesh

Shri Rakesh Kumar Singh,
Coordination and Liasion Manager, The
M/s Raghupreet Hydro Projects Pvt. Ltd

Witness:

Witness:

1. -Sd-
Sh. G.K. Srivastave
Spl. Secretary (NES)

1. -Sd-
Sh. P Dharampal Raddy
New Shimla

2. --Sd--
Sh. J. N. Sharma
Jr. Asstt. (NES)

2. -Sd—
Sh. M Venkat Rahul
Gomdy Building
New Shimla

ANNEXURE

Details of land acquired for Kartaul (2.40MW) Small Hydroelectric Project

District	Tehsil	Village	Khasra No.	Area (in Bighas)
Kullu	Sainj	Phati & Kothi	2795	1—14
			2796	1—9
		Shainsher, Vill Neuli	2798	1—7
			3084/1914/1	0—5
			1120/1	0—6
			2793/1	0—19
			2785/1	0—5
			2672/1	1—12
			3258/2641/1	0—9
			3269/2653/1	0—1
			2015/1	0—7
			2013/1	0—4
			2071/1	0—4
Kitta:		13	Total Land 9—2 Bigha	

URBAN DEVELOPMENT DEPARTMENT**NOTIFICATION***Shimla-2, the 16th June, 2008*

No. UD-A(1)-2/2006- Solan.— In exercise of the powers vested in him under Sub-Section (2) of Section 27 of the Himachal Pradesh Municipal Act, 1994 (Act No. 13 of 1994) read with sub-rule (6) of rule 7, rule 8 and rule 9 of the Himachal Pradesh Municipal (Reservation and Election to the office of President/Vice President) Rules, 1995, the Governor of Himachal Pradesh is pleased to notify in the official gazette the election of President in respect of Nagar Panchayat Baddi as under:—

Name & Address of Elected Vice- President :

Sh. Dalip Chand R/o House No. 280/1, Ward No. 4 Nagar Panchayat Baddi, Teh. Nalagarh, Distt. Solan.

Shimla-2, the 16th June, 2008

No. UD-A(1)-2/2006- Kullu.—In exercise of the powers vested in him under Sub-Section (2) of Section 27 of the Himachal Pradesh Municipal Act, 1994(Act No. 13 of 1994) read with sub-rule (6) of rule 7, rule 8 and rule 9 of the Himachal Pradesh Municipal (Reservation and Election to the office of President/Vice President) Rules, 1995, the Governor of Himachal Pradesh is pleased to notify in the official gazette the election of President in respect of Nagar Panchayat Manali as under:—

Name & Address of Elected President :

Sh. Naveen Tanwar, House No. 118, Ward No. 7, Gompa Road Manali, Nagar Panchayat Manali, Distt. Kullu.

Shimla-2, the 2st July, 2008

No. UD-A(1)-2/2006- Bilaspur.— In exercise of the powers vested in him under Sub-Section (2) of Section 27 of the Himachal Pradesh Municipal Act, 1994(Act No. 13 of 1994) read with sub-rule (6) of rule 7, rule 8 and rule 9 of the Himachal Pradesh Municipal (Reservation and Election to the office of President/Vice President) Rules, 1995, the Governor of Himachal Pradesh is pleased to notify in the official gazette the election of President in respect of Nagar Panchayat Ghumarwin as under:—

Name & Address of Elected President :

Smt. Reeta Sahgal, Member, Vill. Har Kukar, Teh. Ghumarwin, Distt. Bilaspur.

Shimla-2, the 30th July, 2008

No. UD-A(1)-2/2006- Shimla.— In exercise of the powers vested in him under Sub-Section (2) of Section 27 of the Himachal Pradesh Municipal Act, 1994(Act No. 13 of 1994) read with sub-rule (6) of rule 7, rule 8 and rule 9 of the Himachal Pradesh Municipal (Reservation and Election to the office of President/Vice President) Rules, 1995, the Governor of Himachal Pradesh is pleased to notify in the official gazette the election of President in respect of Nagar Panchayat Santokhgarh as under:—

Name & Address of Elected President :

Smt. Nirmla Devi, Ward No. 5, Santokhgarh, Nagar Panchayat Santokhgarh, Distt. Una.

Shimla-2, the 13 June, 2008

No. UD-A(1)-2/2006- Solan.— In exercise of the powers vested in him under Sub-Section (2) of Section 27 of the Himachal Pradesh Municipal Act, 1994(Act No. 13 of 1994) read with sub-rule (6) of rule 7, rule 8 and rule 9 of the Himachal Pradesh Municipal (Reservation and Election to the office of President/Vice President) Rules, 1995, the Governor of Himachal Pradesh is pleased to notify in the official gazette the election of President/ Vice-President in respect of Municipal Council Nalagarh as under:-

**Name & Address of
Elected President**

Smt. Alka Verma R/o House No. 78
Ward No. 5 Nalagarh, Distt. Solan

**Name & Address of
Elected Vice-President**

Smt. Neena Rana R/o House No.
Ward 57 No. 4, Nalagarh, Distt. Solan

Shimla-2, the 9th June, 2008

No. UD-A(1)-1/2006- Nominate.—In exercise of the powers conferred by sub-section (3-A) of Section 4 of the Himachal Pradesh Municipal Corporation Act, 1994, the Governor, Himachal Pradesh is pleased to nominate the following persons as Councillors of the Municipal Corporation Shimla, Distt. Shimla H.P.:—

Municipal Corporation Shimla :

1. Sh. Rajesh Sharda, Below Strawberry Hills, Shimla -171002
2. Sh. Jaswinder Singh Gurudwara Singh Sabha, Lower Lakkar Bazar, Shimla.
3. Smt. Anila Kashyap, Jodha Niwas, Shimla 171001.

Shimla-2, the 16th June, 2008

No. UD-A(1)-1/2006- Nominate.— In exercise of the powers conferred by sub section (4) of Section 10 of the Himachal Pradesh Municipal Act, 1994, the Governor, Himachal Pradesh is pleased to nominate the following persons as members of municipalities:—

Municipal Council Theog:

1. Sh. Surinder Pal S/o Sh. Som chand, Ward No. 3, Tilakraj Building, Theog Distt. Shimla
2. Sh. Sardar Inderjeet Singh S/o Sh. Harbans Singh, Shali Bazar, Theog Distt. Shimla
3. Ms. Namita Bragta D/o Sh. Devi Singh, Bragta Niwas Naya Bazar Theog Distt. Shimla.

Shimla-2, the 6th June, 2008

No. UD-A(1)-1/2006- Nominate.— In exercise of the powers conferred by sub section (4) of Section 10 of the Himachal Pradesh Municipal Act, 1994, the Governor, Himachal Pradesh is pleased to nominate the following persons as members of Nagar Panchayat Bhota:—

Nagar Panchayat Bhota :

1. Sh. Amar Nath Parwana, S/o Sh. Sher Singh, Ward No. 5, Nagar Panchayat Bhota, Distt. Hamirpur.
2. Sh. Arun Soni, S/o Sh. Jeeva Nand, Ward No. 2, Nagar Panchayat Bhota, Distt. Hamirpur
3. Smt. Ishwari Devi, W/o Sh. Roop Lal, Ward No. 7, Nagar Panchayat Bhota, Distt. Hamirpur.

Shimla-2, the 15 July, 2008

No. UD-A(1)-1/2006- Nominate .—In exercise of the powers conferred by sub-section (4) of Section 10 of the Himachal Pradesh Municipal Act, 1994, the Governor, Himachal Pradesh is pleased to nominate the following persons as members of Municipalities:—

1. NAGAR PANCHAYAT RIWALSAR :

- (i) Sh. Hoshiar Chand Gupta, S/o Sh. Narotam Ram, Ward No. 2, VPO Riwalsar, Teh. Sadar, Mandi.
- (ii) Sh. Jai Ram Sharma, S/o Sh. Bhagat Ram, Ward No. 5 VPO Riwalsar, Teh. Sadar, Mandi.

2. NAGAR PANCHAYAT JOGINDERNAGAR :

- (i) Sh. Tek Singh Mandyal, VPO Joginder Nagar, Distt. Mandi.
- (ii) Sh. Ajay Sood, VPO Joginder Nagar, Distt. Mandi.
- (iii) Sh. Mohan Dass, Vill. Samlot, PO Joginder Nagar, Distt. Mandi

3. NAGAR PANCHAYAT, RAJGARH :

- (i) Sh. Narender Chauhan, S/o late Sh. Het Ram (Sabji Mandi) Ward No. 2, Nagar Panchayat Rajgarh, Distt. Sirmour.
- (ii) Sh. Kailash Wallyat, S/o Late Sh. Lal Chand Wallyat, Shop Keeper, Nagar Panchayat, Rajgarh, Distt. Sirmour.

4. MUNICIPAL COUNCIL, PARWANOO :

- (i) Sh. Daulat Thakur, S/o Sh. Dharam Chand Thakur, Parwanoo, Distt. Solan
- (ii) Smt. Renu Bindal W/o Dr. Ravi Bindal. Parwanoo, Distt. Solan.
- (iii) Sh. Rakesh Bhatia S/o Sh. Inderjeet Bhatia, Parwanoo, Distt. Solan.

5 NAGAR PANCHAYAT, BADDI :

- (i) Sh. Geeta Ram Bhardwaj, S/o Sh. Munshi Ram, Ward No. 1, Baddi, Teh . Nalagarh, Distt. Solan.
- (ii) Sh. Mohinder Singh S/o Sh. Nand Lal, Ward No. 8, Vill. Billanwali Luhana, Baddi, Distt. Solan.
- (iii) Sh. Ram Karan Chaudhary S/o Sh. Bhagat Ram ward No. 5 Vill. Juddikalan, PO Baddi, Teh. Nalagarh, Distt. Solan

6. MUNICIPAL COUNCIL SUNDERNAGAR :

- (i) Sh, Labh Chand Gupta S/o Sh. Jai Gopal Gupta C/o Gupta General Store Purana Bazar Sundernagar, Distt. Mandi.

Shimla-2, the 15 July, 2008

No. UD-A(1)-1/2006- Nominate.—In exercise of the powers conferred by sub-section (4) of Section 10 of the Himachal Pradesh Municipal Act, 1994, the Governor, Himachal Pradesh is pleased to nominate the following persons as members of Municipalities:—

1. MUNICIPAL COUNCIL UNA :

- (i) Sh. Surjeet Saini, Ward No. 1, Municipal Council Una.
- (ii) Sh. Yogesh Kapila, Ward No.2 . Municipal Council Una.
- (iii) Sh. Sukhvinder Singh, “Kala”, Ward No.3 . Municipal Council Una.

2. NAGAR PANCHAYAT MEHATPUR-BASDEHDA :

- (i) Sh. Telu Ram Atwal Ward No. 7, Nagar Panchayat Mehatpur-Basdehda, Distt. Una.
- (ii) Sh. Vivek Bhardwaj, S/o Sh. Keval Krishan Bhardwaj, Ward No. 5, Nagar Panchayat Mehatpur-Basdehda Distt. Una.
- (iii) Sh. Ajay Soni, Ward No. 9, Nagar Panchayat Mehatpur-Basdehda Distt. Una.

3. NAGAR PANCHAYAT SANTOKHGARH :

- (i) Sh. Bal Krishan Kaushal, S/o Sh. Karam Chand, Ward No. 7, Santokhgarh, Distt. Una.

- (ii) Sh. Rajinder Prabhakar, S/o Sh. Jagannath Prabakhar, Ward No. 6 Santokhgarh, Distt. Una .
- (ii) Smt. Tripta Devi W/o Kashmiri Lal, Ward No.1, Santokhgarh, Distt. Una .

Shimla-2, the 6 August, 2008

No. UD-A(1)-1/2006- Nominate.—In exercise of the powers conferred by sub-section (4) of Section 10 of the Himachal Pradesh Municipal Act, 1994, the Governor, Himachal Pradesh is pleased to nominate Sh. Rakesh Bhatia S/o Sh. Inderjit Bhatia, Divya Bhawan, Sector-I, Parwanoo, as member of Municipal Council Parwanoo, Distt. Solan.

Shimla-2, the 4th August, 2008

No. UD-A(1)-1/2006-Nominate.— In partial modification of this Department notification of even number dated 30-5-2008, Sh. Amar Mahindru, R/o Upper Sadar Bazar, PO & Teh. Dalhousie, Distt. Chamba is nominated as member of Municipal Council, Dalhousie in place of Sh. Gaurav Khanna, Laljee Hotel, Near Subhash Chowk, Dalhousie, Distt. Chamba, H.P.

Shimla-2, the 4th August, 2008

No. UD-A(1)-1/2006-Nominate.—In partial modification of this Department notification of even number dated 30-5-2008, Sh. Amar Mahindru, R/o Upper Sadar Bazar, PO & Teh. Dalhousie, Distt. Chamba is nominated as member of Municipal Council, Dalhousie in place of Sh. Gaurav Khanna, Laljee Hotel, Near Subhash Chowk, Dalhousie, Distt. Chamba, H.P.

Shimla-2, the 30th May, 2008

No. UD-A(1)-1/2006- Nominate.—In exercise of the powers conferred by sub-section (4) of Section 10 of the Himachal Pradesh Municipal Act, 1994, the Governor, Himachal Pradesh is pleased to nominate the following persons as members of municipalities:—

1. NAGAR PANCHAYAT, CHOPAL :

- (i) Sh. Davinder Sharma Advocate, S/o Sh. Rama Nand, VPO Chopal, Distt. Shimla.
- (ii) Smt. Asha Devi, W/o Sh. Liaq Ram, VPO Chopal, Distt. Shimla.
- (iii) Sh. Bal Mukand Nihalta, VPO Chopal, Distt. Shimla.

2. NAGAR PANCHAYAT, ROHRU :

- (i) Sh. Ashok Sharma, S/o late Sh. Uttam Chand Vill. Seri, PO Rohru, Distt. Shimla.
- (ii) Sh. Prem Raj Chanihan, S/o Sh. Durga Nand Kaushal Lonilding Gangtoli, PO Rohru, Distt. Shimla.
- (iii) Sh. Anil Kuthiala, S/o Sh. Kishori Lal, Sukarma Cottage, Block Road Rohru PO Rohru, Distt. Shimla .

3. MUNICIPAL COUNCIL CHAMBA :

- (i) Sh. Laj Pat Singh, Retd (AETC), Mohalla Bangotu, Chamba Town, HP.
- (ii) Sh. Om Sharma (N.T.Retd.), Mai-Ka-Bag, Chamba Town, HP.
- (iii) Sh. Neelam Sharma, Mohalla Jansali, Chamba Town, HP.

4. MUNICIPAL COUNCIL DALHOUSIE :

- (i) Sh. Vijay Kumar, Ward No. 3, Sadar Bazar, Near Subhash Chowk, Dalhousie, Distt. Chamba, HP.
- (ii) Sh. Madan Lal Sharma, Vill. Katwog, Dalhousie, Distt. Chamba, HP.
- (iii) Sh. Gaurav Khanna, Laljee Hotel, Near Subhash Chowk, Dalhousie, Distt. Chamba .

5. NAGAR PANCHAYAT CHOWARI :

- (i) Sh. Raj Gopal Kaushal, Advocate S/o Sh. Dhani Ram Kaushal, Ward No. 1, Chowari, Teh. Bhatiyat, Distt. Chamba, HP.
- (ii) Sh. Manohar Lal Sharma, S/o late Sh. Dhamba Ram, Ward No. 2, Nagar Panchayat Chowari, Teh. Bhatiyat, Distt. Chamba, HP.
- (iii) Sh. Jagdish Kumar Handa, S/o Sh. Rasila Ram Ward No. 7, Nagar Panchayat Chowari, Teh. Bhatiyat,,Distt. Chamba.

6. MUNICIPAL COUNCIL SOLAN :

- (i) Sh. Mohan Lal, S/o late Sh. Keshav Ram, Mohan Tea Stall, Deonghat, Distt. Solan, HP.
- (ii) Sh. Suresh Sagharwal, Upper Bazar, Solan, H.P.
- (iii) Smt. Shakuntla Sharma, C/o Sh. Khem Chand, Ward No. 5, Solan, HP.

7. NAGAR PANCHAYAT ARKI :

- (i) Smt. Savitri Kashyap, W/o Sh. Sohan Lal, Ward No. 7, Arki, Distt. Solan, HP.
- (ii) Sh. Kamal Kumar, S/o Sh. Jagdish Chand, Ward No. 1, Arki, Distt. Solan HP.
- (iii) Smt. Nirmla Gupta, W/o Sh. Kuldeep Gupta Ward No. 4, Arki, Solan, HP.

8. MUNICIPAL COUNCIL, KULLU :

- (i) Sh. Daleep Bhardwaj, Bhardwaj Niwas, Ghandi Nagar, Kullu, HP.
- (ii) Sh. Janak Raj Modgil, Thakur Printing Press, Sarvari, Kullu, HP.
- (iii) Sh. Om Prakash Sood, C/o Sita Ram Sood & Sons, Ramshila, Kullu, HP

9. NAGAR PANCHAYAT SARKAGHAT :

- (i) Sh. Kamlesh Kumar Negi, S/o Sh. Amar Singh Negi Vill. Kunalag, Ward No. 5, PO & Teh. Sarkaghat, Distt. Mand,i HP.
- (ii) Sh. Sh. Jai Singh Parwari, S/o Sh. Negi Ram Parwari, Vill. Laka, Ward No. 1, PO & Teh. Sarkaghat, Distt. Mandi HP.
- (iii) Sh. Lekh Raj, S/o Sh. Banshi Lal, Ward No. 4, PO & Teh. Sarkaghat, Distt. Mandi H.P.

By order,
Sd/-

Addl. Chief Secretary.